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BellSouth Telecommunications, Inc.

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General Counsel

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T.R.A. DOCKET ROOM

September 29, 2003

VIA HAND DELIVERY

Hon. Deborah Taylor Tate  
Chairman  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37238

Re: *Approval of the Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc. and NuVox Communications, Inc. f/k/a Trivergent Communications, Inc. Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.*

Docket No. 03-00541

Dear Chairman Tate:

NuVox Communications, Inc. f/k/a Trivergent Communications, Inc. and BellSouth Telecommunications, Inc. are hereby submitting to the Tennessee Regulatory Authority the original and fourteen copies of the attached Petition for Approval of the Amendment to the Interconnection Agreement dated June 30, 2000. The Amendment replaces the collocation rates in the Interconnection Agreement.

Thank you for your attention to this matter.

Sincerely yours,

Guy M. Hicks

GMH/dt

Enclosure

cc: Hamilton E. Russell, III, Trivergent Communications, Inc.  
John J. Heitmann, Esquire, Attorney for Trivergent Communications, Inc.  
Don Baltimore, Esquire, Attorney for Trivergent Communications, Inc.

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In re: *Approval of the Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc. and NuVox Communications, Inc. f/k/a Trivergent Communications, Inc. Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996*

Docket No. \_\_\_\_\_

**PETITION FOR APPROVAL OF THE**  
**AMENDMENT TO THE INTERCONNECTION AGREEMENT**  
**NEGOTIATED BETWEEN BELL SOUTH TELECOMMUNICATIONS, INC.**  
**AND NUVOX COMMUNICATIONS, INC. F/K/A TRIVERGENT**  
**COMMUNICATIONS, INC. PURSUANT TO**  
**THE TELECOMMUNICATIONS ACT OF 1996**

COME NOW, NuVox Communications, Inc. f/k/a Trivergent Communications, Inc. ("NuVox") and BellSouth Telecommunications, Inc., ("BellSouth"), and file this request for approval of the Amendment to the Interconnection Agreement dated June 30, 2000 (the "Amendments") negotiated between the two companies pursuant to Sections 251 and 252 of the Telecommunications Act of 1996, (the "Act"). In support of their request, NuVox and BellSouth state the following:

1. NuVox and BellSouth have successfully negotiated an agreement for interconnection of their networks, the unbundling of specific network elements offered by BellSouth and the resale of BellSouth's telecommunications services to NuVox. The Interconnection Agreement was approved by the Tennessee Regulatory Authority ("TRA") on October 24, 2000.
2. The parties have recently negotiated an Amendment to the Agreement. The Amendment replaces the collocation rates in the Interconnection Agreement.
3. Pursuant to Section 252(e) of the Telecommunications Act of 1996, NuVox and BellSouth are submitting their Amendment to the TRA for its consideration and approval. The

Amendment provides that either or both of the parties are authorized to submit these Amendments to the TRA for approval.

4. In accordance with Section 252(e) of the Act, the TRA is charged with approving or rejecting the negotiated Amendment between BellSouth and NuVox within 90 days of its submission. The Act provides that the TRA may only reject such an agreement if it finds that the agreement or any portion of the agreement discriminates against a telecommunications carrier not a party to the agreement or the implementation of the agreement or any portion of the agreement is not consistent with the public interest, convenience and necessity.

5. NuVox and BellSouth aver that the Amendment is consistent with the standards for approval.

6. Pursuant to Section 252(i) of the Act, BellSouth shall make the Agreement available upon the same terms and conditions contained therein.

NuVox and BellSouth respectfully request that the TRA approve the Amendment negotiated between the parties.

This 29<sup>th</sup> day of Sept., 2003.

Respectfully submitted,

BELLSOUTH TELECOMMUNICATIONS, INC.

By: 

Guy M. Hicks  
333 Commerce Street, Suite 2101  
Nashville, Tennessee 37201-3300  
(615) 214-6301  
Attorney for BellSouth

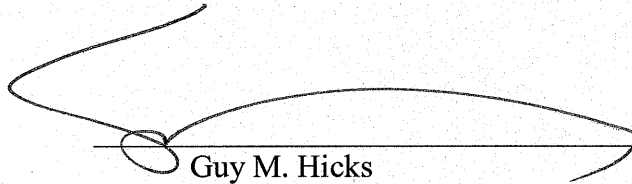
**CERTIFICATE OF SERVICE**

I, Guy M. Hicks, hereby certify that I have served a copy of the foregoing Petition for Approval of the Amendment to the Interconnection Agreement on the following via United States Mail, on the 29<sup>th</sup> day of Sept., 2003:

Hamilton E. Russell, III  
Regional Vice President – Legal and Regulatory Affairs  
NuVox Communications, Inc. (formerly TriVergent)  
301 North Main Street, Suite 500  
Greenville, SC 29601

John J. Heitmann Esquire  
Counsel to NuVox Communications, Inc.  
Kelley Drye & Warren LLP  
1200 19<sup>th</sup> Street, NW  
Washington, DC 20036

Don Baltimore, Esquire  
Farrar & Bates  
211 Seventh Avenue North, Suite 420  
Nashville, TN 37219-1823

  
Guy M. Hicks

**AMENDMENT  
TO THE  
INTERCONNECTION AGREEMENT BETWEEN  
BELLSOUTH TELECOMMUNICATIONS, INC.  
AND  
NUVOX COMMUNICATIONS, INC.  
(fka TRIVERGENT COMMUNICATIONS, INC.)  
DATED JUNE 30, 2000**

Pursuant to this Amendment, (the "Amendment"), NuVox Communications, Inc., fka TriVergent Communications, Inc. ("NuVox") and BellSouth Telecommunications, Inc. ("BellSouth"), hereinafter referred to collectively as the "Parties", hereby agree to amend that certain Interconnection Agreement between the Parties dated June 30, 2000 ("Agreement").

WHEREAS, BellSouth and NuVox entered into the Agreement for Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, and Tennessee on June 30, 2000, and;

NOW THEREFORE, in consideration of the mutual provisions contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby covenant and agree as follows:

1. Attachment 4, Physical Collocation, Section 7, is hereby amended to add a new Section 7.5.3 as follows: "BellSouth will revise recurring power charges to reflect a power reduction upon BellSouth's receipt of the Power Reduction Form from NuVox certifying the completion of the power reduction, including the removal of the power cabling by NuVox's BellSouth Certified Vendor."
2. Attachment 4, Physical Collocation, Section 7 is hereby amended to add a new Section 7.5.4 as follows: "If NuVox requests a reduction in the amount of power that BellSouth is currently providing, NuVox must submit a Subsequent Application. If no modification to the Collocation Space is requested other than the reduction in power, the Power Reduction, Application Fee for Power Reduction as set forth in Exhibit A will apply. If modifications are requested in addition to the reduction of power, the Subsequent Application Fee will apply. This nonrecurring fee will be billed by BellSouth on the date that BellSouth provides an Application Response."
3. The Parties agree that the Agreement between NuVox and BellSouth is hereby amended to add to Attachment 4, Physical Collocation, Exhibit A, Rates, the Subsequent Application Fee for Power Reduction element and rate as identified in Exhibit 1 attached hereto and made a part hereof.
4. This Amendment will be effective thirty (30) calendar days from the date of the last signature executing this Amendment.
5. All of the other provisions of the Agreement, dated June 30, 2000, shall remain in full force and effect.
6. Either or both of the Parties are authorized to submit this Amendment to the respective state regulatory authorities for approval subject to Section 252(e) of the Federal Telecommunications Act of 1996.

Signature Page

IN WITNESS WHEREOF, the Parties have executed this Agreement the day and year written below.

**BellSouth Telecommunications, Inc.**

By: Pat C. Finner

Name: PATRICK FINNER

Title: DIRECTOR

Date: 7/21/2003

<sup>Navex</sup>  
**TriVergent Communications, Inc.**

By: Hamilton E. Russell, III

Name: HAMILTON E. RUSSELL, III

Title: VICE PRESIDENT - LEGAL & REGULATORY AFFAIRS

Date: 7-17-03









COLLOCATION - Kentucky																		
CATEGORY	RATE ELEMENTS	Interim	Zone	BCS	USOC	RATES (\$)				Svc Order Submitted Elec per LSR	Svc Order Submitted Manually per LSR	Attachment: 4			Exhibit: B			
						Rec	Nonrecurring		Nonrecurring Disconnect First			Nonrecurring Disconnect Add'l	Svc Order Submitted Elec per LSR	Svc Order Submitted Manually per LSR	Incremental Charge - Manual Svc Order vs. Electronic-1st	Incremental Charge - Manual Svc Order vs. Electronic-1st	Incremental Charge - Manual Svc Order vs. Electronic-1st	Incremental Charge - Manual Svc Order vs. Electronic-1st
							First	Add'l										
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COLLOCATION - Louisiana																			
CATEGORY	RATE ELEMENTS	Interim	Zone	BCS	USOC	RATES (\$)				Svc Order Submitted Elec per LSR	Svc Order Submitted Manually per LSR	Attachment: 4		Exhibit: B					
						Rec	Nonrecurring		Nonrecurring Disconnect First			Nonrecurring Disconnect Add'l	SOMECH	SOMAN	SOMAN	SOMAN	Incremental Charge - Manual Svc Order vs. Electronic-1st	Incremental Charge - Manual Svc Order vs. Electronic-Disc 1st	Incremental Charge - Manual Svc Order vs. Electronic-Disc Add'l
							First	Add'l											
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